

Court of Appeals, Division One

Civil Appeal

1 CA-CV 14-0817

STAMBAUGH v. BUTLER et al.

Appellate Case Information

Case Filed: 19-Dec-2014

Case Closed: 19-Jan-2017

Decision

Dept/Composition

Department E

Hon. Diane M Johnsen

Hon. Patricia A Orozco

Hon. Kenton D Jones

Side 1. DAVID STAMBAUGH, Plaintiff/Appellant

(Litigant Group) DAVID STAMBAUGH

- David Stambaugh

Attorneys for: Plaintiff/Appellant

Paul R Orme, Esq. (AZ Bar No. 6421)

Mark A McGinnis, Esq. (AZ Bar No. 13958)

R Jeffery Heilman, Esq. (AZ Bar No. 29525)

Side 2. DONALD BUTLER, acting in his capacity as Director of the Arizona Department of Agriculture; ARIZONA DEPARTMENT OF AGRICULTURE, an agency of the State of Arizona; SUZETTE TAYLOR, acting in her capacity as State Brand Clerk at the Arizona Department of Agriculture; STATE OF ARIZONA; and EUREKA SPRINGS CATTLE CO., LLC, an Arizona limited liability company and real party in interest, Defendant/Appellee

(Litigant Group) DONALD BUTLER et al.

- Donald Butler

Attorneys for: Defendants/Appellees

Aaron Thompson, Esq. (AZ Bar No. 30020)

- Arizona Department of Agriculture

- Suzette Taylor

- State of Arizona

CASE STATUS

Jan 19, 2017....Case Closed

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV2012-017523	Declaratory Judgment; Special Action; Mandatory Injunction		John Christian Rea, Authoring Judge of Order		

DESCENDENT CASE(S)

ASC CV-16-0217-PR

CASE DECISION

09-Aug-2016 OPINION

Patricia Orozco.....Author

Diane Johnsen.....Concur

Kenton Jones.....Dissent

Filed: 09-Aug-2016

Mandate:

Decision Disposition

Affirmed

32 PROCEEDING ENTRIES

- 19-Dec-2014 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 11/12/14
Bond filed in Superior Court: 11/18/14
Docketing Statement filed in Superior Court: 11/14/14
- 19-Dec-2014 FILED: e-Record on Appeal:
Instruments/Minute Entreis
- 7-Jan-2015 FILED: Notice to Parties re: Appellant's Fee/Brief Due
- 8-Jan-2015 FILED: Appellant's Notice of Paying Appellate Filing Fee; Certificate of Service
- 13-Jan-2015 RECEIPT No.: 2015-00043 ; \$280.00, Check Number: #12016040624, Applied to: DAVID STAMBAUGH - Class A Filing Fee (\$280.00) Paid for: Salmon Lewis & Weldon PLC - By Integrated Resource Systems IN

Court of Appeals, Division One**Civil Appeal****1 CA-CV 14-0817****STAMBAUGH v. BUTLER et al.****32 PROCEEDING ENTRIES**

6. 13-Jan-2015 RECEIPT No.: 2015-00044 ; \$280.00 Applied to: DAVID STAMBAUGH - Appellant's Filing Fee (\$280.00) Paid for: Salmon Lewis & Weldon PLC - By Integrated Resource Systems IN (Memo: x-ref recpt # 2015-00043 - Wrong Payment Type Selected)
7. 13-Jan-2015 RECEIPT No.: 2015-00046 ; \$280.00, Authorization: #12016040624, Applied to: DAVID STAMBAUGH - Class A Filing Fee (\$280.00) Paid for: Salmon Lewis & Weldon PLC - By Integrated Resource Systems IN (Memo: x-ref 2015-00044 Wrong Receivable)
8. 13-Jan-2015 VOID RECEIPT No.: 2015-00043 - \$-280.00, Check Number: #12016040624, - Applied to: DAVID STAMBAUGH - Class A Filing Fee (\$-280.00) Paid for: Salmon Lewis & Weldon PLC - By: Integrated Resource Systems IN VOID Reason: x-ref 2015-00044 incorrect payment method. alc
9. 13-Jan-2015 VOID RECEIPT No.: 2015-00044 - \$-280.00 - Applied to: DAVID STAMBAUGH - Appellant's Filing Fee (\$-280.00) Paid for: Salmon Lewis & Weldon PLC - By: Integrated Resource Systems IN (Memo: x-ref recpt # 2015-00043 - Wrong Payment Type Selected) VOID Reason: x-ref 2015-00046 incorrect receivable used. alc
10. 21-Jan-2015 FILED: Appellee's Notice re: No Appellee's Fee Due/Appellant's Brief Due
11. 9-Mar-2015 FILED: Opening Brief of Plaintiff/Appellant David Stambaugh; Certificate of Compliance; Certificate of Service
12. 9-Mar-2015 FILED: Appendix to Opening Brief of Plaintiff/Appellant David Stambaugh Volume 1
13. 9-Mar-2015 FILED: Appendix to Opening Brief of Plaintiff/Appellant David Stambaugh Volume 2
14. 3-Apr-2015 FILED: Reporter's Transcript of Proceedings - 8/7/14 - Oral Argument (Dianna Aldom)
15. 6-Apr-2015 FILED: Defendants-Appellees' Motion For Procedural Order To Include the Transcript Of August 7, 2014 Oral Argument In the Record On Appeal; Certificate of Service (Appellee)
16. 16-Apr-2015 FILED: Defendants-Appellees' Motion For Extension of Time to File Answering Brief; Certificate of Service (Appellee)
17. 20-Apr-2015 ORDERED: Defendants-Appellees' Motion For Extension of Time to File Answering Brief = GRANTED. Due date EXTENDED from Monday, 04-27-2015 to Wednesday, 05-27-2015. Melina Brill ProTem Judge - Author
18. 4-May-2015 ORDERED: granting motion/supplementing record on appeal w/ certified transcript of 8/7/14 proceeding. Melina Brill ProTem Judge - Author
19. 22-May-2015 FILED: Stipulated Second Motion For Extension Of Time To File Answering Brief; Certificate of Service (Appellee)
20. 26-May-2015 ORDERED: Stipulated Second Motion For Extension Of Time To File Answering Brief (Appellee) = GRANTED. Due date EXTENDED from Wednesday, 05-27-2015 to Wednesday, 06-10-2015. Melina Brill ProTem Judge - Author
21. 10-Jun-2015 FILED: State's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
22. 10-Jun-2015 FILED: Appendix To Answering Brief (Appellee)
23. 2-Jul-2015 FILED: Reply Brief of Appellant David Stambaugh; Certificate of Compliance; Certificate of Service
24. 29-Jul-2015 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
25. 7-Aug-2015 FILED: Supplemented Superior Court e-Record with Revised Index of Record
26. 2-Dec-2015 CLNDR: CONFERENCE, Department E, 1-13-16, COURTROOM 1.
27. 9-Aug-2016 OPINION (Affirmed) Hon Patricia A Orozco - Author; Hon Diane M Johnsen - Concur; Hon Kenton D Jones Judge - Dissent
28. 9-Aug-2016 FILED: Opinion Distribution List
29. 7-Sep-2016 FILED: Email Notice from ASC re: Petition for Review filed 9/7/16; request for partial record
30. 8-Sep-2016 FILED: Letter forwarding partial record to Arizona Supreme Court
31. 10-Jan-2017 FILED: Letter from ASC, 01/10/2017, re: Petition for Review GRANTED on 01/10/2017
32. 19-Jan-2017 FILED: Copy of Letter forwarding complete record to ASC